

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. CR07-289-MJP
)
Plaintiff,)
)
v.) DETENTION ORDER
)
DUANE L. MILLER,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Commit an Offense Against the United States, Theft of
Firearms from a Federal Firearms Licensee

Date of Detention Hearing: Initial Appearance, November 29, 2007

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
based upon the factual findings and statement of reasons for detention hereafter set forth, finds
that no condition or combination of conditions which defendant can meet will reasonably assure
the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is before this Court pursuant to a Writ of Habeas Corpus ad

01 Prosequendum, having previously been in the custody of the Warden of the Monroe Correctional
02 complex, Monroe Washington.

03 2. The issue of detention is essentially moot, since defendant would be transferred
04 back to state custody if released. The defendant does not contest detention.

05 3. There does not appear to be any condition or combination of conditions that will
06 reasonably assure the defendant's appearance at future Court hearings while addressing the danger
07 to other persons or the community.

08 It is therefore ORDERED:

09 (1) Defendant shall be detained pending trial and committed to the custody of the
10 Attorney General for confinement in a correction facility separate, to the extent
11 practicable, from persons awaiting or serving sentences or being held in custody
12 pending appeal;

13 (2) Defendant shall be afforded reasonable opportunity for private consultation with
14 counsel;

15 (3) On order of a court of the United States or on request of an attorney for the
16 Government, the person in charge of the corrections facility in which defendant is
17 confined shall deliver the defendant to a United States Marshal for the purpose of
18 an appearance in connection with a court proceeding; and

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01 (4) The clerk shall direct copies of this Order to counsel for the United States, to
02 counsel for the defendant, to the United States Marshal, and to the United States
03 Pretrial Services Officer.

04 DATED this 29th day of November, 2007.

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06 Mary Alice Theiler
07 United States Magistrate Judge
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